

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled Substituted 1,4-Thiazepine and Analogs as Activators of Caspases and Inducers of Apoptosis and the Use Thereof, the specification of which is attached hereto unless the following box is checked:

was filed on April 18, 2 as United States Applic was amended on	ation Number or PCT Internatio	nal Application Number <u>To Be Assig</u> r ).	<u>ned;</u> and
I hereby state that I have reviewed amended by any amendment reference.		f the above identified specification, in	cluding the claims, as
I acknowledge the duty to disclo	se information that is material to	patentability as defined in 37 C.F.R.	§ 1.56.
inventor's certificate, or § 365(a) United States listed below, and h	of any PCT international applicave also identified below any for	-(d) or § 365(b) of any foreign application, which designated at least one coreign application for patent or inventorplication on which priority is claimed	ountry other than the or's certificate, or PCT
Prior Foreign Application(s)			Priority Claimed
(Application No.)	(Country)	(Day/Month/Year Filed)	□ Yes □ No
(Application No.)	(Country)	(Day/Month/Year Filed)	□ Yes □ No
I hereby claim the benefit under	35 U.S.C. § 119(e) of any Unite	d States provisional application(s) list	ed below.
60/197,599	April 18, 2000		
(Application No.)	(Filing Date)		
(Application No.)	(Filing Date)		
international application designathis application is not disclosed in paragraph of 35 U.S.C. § 112, I a	ting the United States, listed bel in the prior United States or PCT acknowledge the duty to disclose	States application(s), or under § 365(c) ow and, insofar as the subject matter of international application in the manner information that is material to patent of the prior application and the national	of each of the claims of er provided by the first ability as defined in
(Application No.)	(Filing Date)	(Status - patented, per	nding, abandoned)
(Application No.)	(Filing Date)	(Status - patented, per	nding, abandoned)

Send Correspondence to:

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C. 1100 New York Avenue, N.W., Suite 600 Washington, D.C. 20005-3934

Direct Telephone Calls to:

(202) 371-2600

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor	John A. Drewe	
Signature of sole or first inventor	1/23/0( Date	
Residence	Carlsbad, California	· · ·
Citizenship	United States of America	
Mailing Address	7069 Murillo Lane	
	Carlsbad, California 92009	
Full name of second inventor	Sui Xiong Cai	
Signature of second inventor	Swif Cai	4/23/0 / Date
Residence	San Diego, California	
Citizenship	United States of America	
Mailing Address	3623 Berryfield Court	
	San Diego, California 92130	
Full name of third inventor	Emma Jane Shelton	
Signature of third inventor		Date
Residence	Menlo Park, California	
Citizenship	United States of America	
Mailing Address	680 Lemon Street	
	Menlo Park, California 94025	

Full name of fourth inventor	- Joane Litvak	
Signature of fourth inventor		Date
Residence	Oakland, California	
Citizenship	United States of America	
Mailing Address	555 Jean Street, Apt. 626	
	Oakland, California 94610	
Full name of fifth inventor	David Sperandio	
Signature of fifth inventor		Date
Residence	Mountain View, California	
Citizenship ·	Switzerland	
Mailing Address	150 Paseo Court	
	Mountain View, California 94043	
Full name of sixth inventor	Jeffrey R. Spencer	
Signature of sixth inventor		Date
Residence	South San Francisco, California	
Citizenship	United States of America	
Mailing Address	8 Baycrest Way	
	South San Francisco, California 94080	

PAUSERS\DENISEB\DECS\17350451 SKGF Rev. 11/8/00 mac (Supply similar information and signature for subsequent joint inventors, if any)



## **Declaration for Patent Application**

Docket Number: <u>1735.0450001/RWE/BEC</u>

As a below named invelto France by declare that:

My residence, mailing address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled **Substituted 1,4-Thiazepine and Analogs as Activators of Caspases and Inducers of Apoptosis and the Use Thereof**, the specification of which is attached hereto unless the following box is checked:

specification of which is	attached hereto uniess the following bo.	x is checked.	
	il 18, 2001; — — — — PCT Internation Application Number or PCT Internation (if applicable		ned; and
I hereby state that I have amended by any amendm	reviewed and understand the contents o ent referred to above.	of the above identified specification, in	ncluding the claims, as
I acknowledge the duty to	disclose information that is material to	patentability as defined in 37 C.F.R.	§ 1.56.
inventor's certificate, or § United States listed below	iority benefits under 35 U.S.C. § 119(a) 365(a) of any PCT international applicy, and have also identified below any for having a filing date before that of the approximation.	cation, which designated at least one or oreign application for patent or invent	country other than the or's certificate, or PCT
Prior Foreign Application	n(s)		Priority Claimed
(Application No.)	(Country)	(Day/Month/Year Filed)	□ Yes □ No
(Application No.)	(Country)	(Day/Month/Year Filed)	□ Yes □ No
	t under 35 U.S.C. § 119(e) of any Unite		ted below.
60/197,599	April 18, 2000		
(Application No.)	taling Date)	Aumis raio)	1
(Application No.)	(Filing Date)		
international application of this application is not disc paragraph of 35 U.S.C. §	t under 35 U.S.C. § 120 of any United S designating the United States, listed bel closed in the prior United States or PCT 112, I acknowledge the duty to disclos ame available between the filing date o tion.	ow and, insofar as the subject matter international application in the manue information that is material to pater	of each of the claims of ner provided by the first stability as defined in
(Application No.)	(Filing Date)	(Status - patented, pe	ending, abandoned)
(Application No.)	(Filing Date)	(Status - patented, pe	ending, abandoned)

Send Correspondence to:

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Direct Telephone Calls to:

(202) 371-2600

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor	John A. Drewe	
Signature of sole or first inventor		Date
Residence	Carlsbad, California	
Citizenship	United States of America	
Mailing Address	7069 Murillo Lane	
	Carlsbad, California 92009	
Full name of second inventor	Sui Xiong Cai	
Signature of second inventor		Date
Residence	San Diego, California	
Citizenship	United States of America	
Mailing Address 3623 Berryfield Court		,
	San Diego, California 92130	
Full name of third inventor	Emma Jane Shelton	
Signature of third inventor	Pike Zem Tand She	CBA 5-1-01
Residence	Menlo Park, California	•
Citizenship	United States of America	
Mailing Address	680 Lemon Street	
	Menlo Park, California 94025	

Full name of fourth inventor	Joane Litvak		
Signature of fourth inventor	Joane Litrah	5/02/07 Date	
Residence	Oakland, California		
Citizenship	United States of America		
Mailing Address	555 Jean Street, Apt. 626		
	Oakland, California 94610		
Full name of fifth inventor	David Sperandio		
Signature of fifth inventor	Acuid Mandu	5/1/2001 Date	
Residence	Mountain View, California		
Citizenship	Switzerland		
Mailing Address	150 Paseo Court		
	Mountain View, California 94043		
Full name of sixth inventor	Jeffrey R. Spencer		
Signature of sixth inventor	offrey R Spencer	5/1/2001	
Residence	South San Francisco, California		
Citizenship	United States of America		
Mailing Address	8 Baycrest Way		
	South San Francisco, California 94080		

PAUSERS\DENISEB\DECS\17350451 SKGF Rev. 11/8/00 mäc (Supply similar information and signature for subsequent joint inventors, if any)



Cytovia, Inc.	, a corporation of	Delaware	, having a principal pl	ace of business at
6650 Nancy Ridge D	rive, San Diego, California 9	92121, is ass	ignee of John A Drewe's an	d Sui Xiong Cai's
entire right, title and into	erest for the United States o	f America (as d	efined in 35 U.S.C. § 100)	), by reason of an
	nee executed onApril 2			
Thiazepine and Analogs	as Activators of Caspases a	and Inducers of	Apoptosis and the Use The	reof (Attorney
	01/RWE/BEC)), which is dis			
the inventor(s) J	ohn A. Drewe, Sui Xiong C	ai, Emma Jane	Shelton, Joane Litvak, Dav	id Sperandio and
Jeffrey R. Spencer	(said application filed or	n <u>April 18, 2</u>	001 at the U.S. Pate	nt and Trademark
Office, having Application	on Number09/836,548	<u>.                                    </u>		
	÷ .	<b>4</b> • • • •		
The Assignee hereby app	point the U.S. attorneys associate	ciated with CUS	TOMER NUMBER 2839:	3 to prosecute this
application and any conti	inuation, divisional, continua	ation-in-part, or	reissue application thereof,	and to transact all
business in the U.S. Pat	ent and Trademark Office of	connected there	with, such attorneys curren	tly being: Robert
Greene Sterne, Esq., Reg	g. No. 28,912; Edward J. Ke	essler, Esq., Reg	g. No. 25,688; Jorge A. Gol-	dstein, Esq., Reg.
No. 29,021; David K.S.	Cornwell, Esq., Reg. No. 31,	,944; Robert W.	Esmond, Esq., Reg. No. 32	,893; Tracy-Gene
G. Durkin, Esq., Reg. N	No. 32,831; Michele A. Cin	nbala, Esq., Re	g. No. 33,851; Michael B.	. Ray, Esq., Reg.
No. 33,997; Robert E. So	okohl, Esq., Reg. No. 36,103	; Eric K. Steffe,	Esq., Reg. No. 36,688; Mic	hael Q. Lee, Esq.,
Reg. No. 35,239; Steven	R. Ludwig, Esq., Reg. No. 3	36,203; John M.	. Covert, Esq., Reg. No. 38,	759; and Linda E.
Alcorn, Esq., Reg. No. 3	39,588. The Assignee hereb	y grants said att	torneys the power to insert	on this Power of
Attorney any further ider	ntification that may be necess	sary or desirable	e in order to comply with the	e rules of the U.S.
Patent and Trademark O				
Send correspondence to:				
	STERNE, KESSLER, GOLDS	STEIN & FOX P.L.	L.C.	
	1100 New York Avenue,		.5.0.	
	Suite 600			
	Washington, D.C. 20005	-3934		
	U.S.A.			
	0.0			
Direct phone ca	alls to 202-371-2600.			
F	•			

Cytovia, Inc.

Ben Y. Tseng, Ph.D.

Senior Director, Research

FOR:

TITLE:

DATE:

SIGNATURE: >

Certificate Under 37 C.F.R. § 3.73(b)

RADAN A. Drewe, Sui Xiong Cai, Emma Jane Shelton, Joane Litvak

Applica	nt/Patent Owner: David Sperandio and Jeffrey R. Spencer
Applica	tion No./Patent No.: 09/836,548 Filed/Issue Date: April 18, 2001
	Substituted 1,4-Thiazepine and Analogs as Activators of Caspases and Inducers of Apoptosis and the Use Thereof
	Cytovia, Inc. , a Corporation , (Name of Assignee) , (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)
	(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)
states th	
1. []	the assignee of the entire right, title, and interest, or
2. [X]	an assignee of an undivided part interest
in the pa	atent application/patent identified above by virtue of either:
A. [X]	An Assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel, Frame, or for which a copy thereof is attached.
OR	attached.
В.[]	A chain of title from the inventor(s) of the patent application/patent identified above to the current assignee as shown below:
	1. From: To:
	The document was recorded in the Patent and Trademark Office at
	Reel, Frame, or for which a copy thereof is attached.
	2. From: To:
	The document was recorded in the Patent and Trademark Office at Reel, Frame, or for which a copy thereof is attached.
	Rect, France, or for which a copy moreor is attached.
	3. From: To: To: The document was recorded in the Patent and Trademark Office at
	Reel, Frame, or for which a copy thereof is attached.
	[ ] Additional documents in the chain of title are listed on a supplemental sheet.
	,
[X] Cop	bies of assignments or other documents in the chain of title are attached.
	[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the
	assignment is to be recorded in the records of the PTO. See MPEP 302-302.8]
The und	dersigned (whose title is supplied below) is empowered to act on behalf of the assignee.
	1 Free 6/26/01
Date: >	
Name: _	Ken Y. Tseng, Ph.D.
Title:	Senior Director, Research
Signatu	re: Y Per y Teer

(Atty. Dkt. 1735.0450001/RWE/BEC)

1735.0450001/RWE/BEC

## **ASSIGNMENT**

In consideration of the sum of One Dollar (\$1.00) or equivalent and other good and valuable consideration paid to each of the undersigned inventors: (1) John A. Drewe and (2) Sui Xiong Cai, the undersigned inventors hereby sells and assigns to Cytovia, Inc. (the Assignee) their entire right, title and interest, including the right to sue for past infringement and to collect for all past, present and future damages:

check applicable box(es) 

✓ for the United States of America (as defined in 35 U.S.C. § 100),

✓ and throughout the world,

- (a) in the invention(s) known as <u>Substituted 1,4-Thiazepine and Analogs as Activators of Caspases and Inducers of Apoptosis and the Use Thereof</u> for which application(s) for patent in the United States of America has (have) been executed by the undersigned on (1) (2) (2) (2) (3) (also known as United States Application No. To Be Assigned, filed April 18, 2001, in any and all applications thereon, in any and all Letters Patent(s) therefor, and
- (b) in any and all applications that claim the benefit of the patent application listed above in part (a), including continuing applications, reissues, extensions, renewals and reexaminations of the patent application or Letters Patent therefor listed above in part (a), to the full extent of the term or terms for which Letters Patents issue, and
- (c) in any and all inventions described in the patent application listed above in part (a), and in any and all forms of intellectual and industrial property protection derivable from such patent application, and that are derivable from any and all continuing applications, reissues, extensions, renewals and reexaminations of such patent application, including, without limitation, patents, applications, utility models, inventor's certificates, and designs together with the right to file applications therefor; and including the right to claim the same priority rights from any previously filed applications under the International Agreement for the Protection of Industrial Property, or any other international agreement, or the domestic laws of the country in which any such application is filed, as may be applicable;

all such rights, title and interest to be held and enjoyed by the above-named Assignee, its successors, legal representatives and assigns to the same extent as all such rights, title and interest would have been held and enjoyed by the Assignor had this assignment and sale not been made.

The undersigned inventor(s) agree(s) to execute all papers necessary in connection with the application(s) and any continuing (continuation, divisional, or continuation-in-part), reissue, reexamination or corresponding application(s) thereof and also to execute separate assignments in connection with such application(s) as the Assignee may deem necessary or expedient.

The undersigned inventor(s) agree(s) to execute all papers necessary in connection with any interference or patent enforcement action (judicial or otherwise) related to the application(s) or any continuing (continuation, divisional, or continuation-in-part), reissue or reexamination application(s) thereof and to cooperate with the Assignee in every way possible in obtaining evidence and going forward with such interference or patent enforcement action.

The undersigned inventor(s) hereby represent(s) that he/she has full right to convey the entire interest herein assigned, and that he/she has not executed, and will not execute, any agreement in conflict therewith.

The undersigned inventor(s) hereby grant(s) Robert Greene Sterne, Esquire, Registration No. 28,912; Edward J. Kessler, Esquire, Registration No. 25,688; Jorge A. Goldstein, Esquire, Registration No. 29,021;

David K.S. Cornwell, Esquire, Registration No. 31,944; Robert W. Esmond, Esquire, Registration No. 32,893; Tracy-Gene G. Durkin, Esquire, Registration No. 32,831; Michele A. Cimbala, Esquire, Registration No. 33,851; Michael B. Ray, Esquire, Registration No. 33,997; Robert E. Sokohl, Esquire, Registration No. 36,013; Eric K. Steffe, Esquire, Registration No. 36,688; Michael Q. Lee, Esquire, Registration No. 35,239; Steven R. Ludwig, Esquire, Registration No. 36,203; John M. Covert, Esquire, Registration No. 38,759; and Linda E. Alcorn, Esquire, Registration No. 39,588; all of STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C., 1100 New York Avenue, N.W., Suite 600, Washington, D.C. 20005-3934, power to insert in this assignment any further identification that may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

IN WITNESS WHEREOF, executed by the undersigned inventors on the date opposite their names.

Date: 4/23/01

Signature of Inventor:

Date:  $\sqrt{2}$ 

Signature of Inventor:

(1) John A. Drewe

(2) Sui Xiong Cai



Axys Pharmaceuticals, Inc.	, a corporation of <u>V Delaware</u>	, having a principal place
of business at180 Kimball Way,	South San Francisco, California 94080	, is assignee of (1) Emma Jane
Shelton's, (2) Joane Litvak's, (3) David	d Sperandio's and (4) Jeffrey R. Spencer's	s entire right, title and interest for
the United States of America (as define	ed in 35 U.S.C. § 100), by reason of an As	ssignment to the Assignee executed
on (1) May 1, 2001; (2) May 2, 2	2001; (3) May 1, 2001 and (4) May 1, 2	2001 of an invention known as
Substituted 1,4-Thiazepine and Analogous	gs as Activators of Caspases and Inducer	s of Apoptosis and the Use Thereof
(Attorney Docket No. 1735.0450001/	RWE/BEC)), which is disclosed and cla	imed in a patent application of the
same title by the inventor(s)John A.	Drewe, Sui Xiong Cai, Emma Jane Shelt	on, Joane Litvak, David Sperandio
and Jeffrey R. Spencer (said applic	ation filed on April 18, 2001	at the U.S. Patent and Trademark
Office, having Application Number	09/836,548 ).	

The Assignee hereby appoint the U.S. attorneys associated with **CUSTOMER NUMBER 28393** to prosecute this application and any continuation, divisional, continuation-in-part, or reissue application thereof, and to transact all business in the U.S. Patent and Trademark Office connected therewith, such attorneys currently being: Robert Greene Sterne, Esq., Reg. No. 28,912; Edward J. Kessler, Esq., Reg. No. 25,688; Jorge A. Goldstein, Esq., Reg. No. 29,021; David K.S. Cornwell, Esq., Reg. No. 31,944; Robert W. Esmond, Esq., Reg. No. 32,893; Tracy-Gene G. Durkin, Esq., Reg. No. 32,831; Michael A. Cimbala, Esq., Reg. No. 33,851; Michael B. Ray, Esq., Reg. No. 33,997; Robert E. Sokohl, Esq., Reg. No. 36,103; Eric K. Steffe, Esq., Reg. No. 36,688; Michael Q. Lee, Esq., Reg. No. 35,239; Steven R. Ludwig, Esq., Reg. No. 36,203; John M. Covert, Esq., Reg. No. 38,759; and Linda E. Alcorn, Esq., Reg. No. 39,588. The Assignee hereby grants said attorneys the power to insert on this Power of Attorney any further identification that may be necessary or desirable in order to comply with the rules of the U.S. Patent and Trademark Office.

Send correspondence to:

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C. 1100 New York Avenue, N.W. Suite 600 Washington, D.C. 20005-3934 U.S.A.

Direct phone calls to 202-371-2600.

FOR: Axys Pharmaceuticals, Inc.

SIGNATURE:

BY: V David E. Riggs

TITLE: X Senior VP Chief Financial Office

DATE: <u>V 06/15/2001</u>

P:\USERS\DENISEB\POAS\17350451axys

JUL 0 2 2001

Certificate Under 37 C.F.R. § 3.73(b)

Rangell A. Drewe, Sui Xiong Cai, Emma Jane Shelton, Joane Litvaker:

David Sperandio and Jeffrey R. Spencer

Applica	no i atent	Owner. Da	via Speranaio ana seri	1
Applicat	tion No./	Substituted 1,	4-Thiazepine and Ana	Filed/Issue Date: April 18, 2001 logs as Activators of Caspases
Entitled	:	and Inducers	of Apoptosis and the U	Jse Thereof
	A vve Ph	armaceuticals	Inc	a Corporation .
	AAysiii	(Name of Assignee)	mo.	, a Corporation (Type of Assignee, e.g., corporation, partnership, university, government agency,etc.)
states th	at it is:			
i. []	the assig	gnee of the ent	re right, title, and inter	rest, or
2. [X]	an assig	nee of an undi	vided part interest	
in the pa	tent appl	ication/patent	identified above by vir	tue of either:
A. [X]	An Assi recorded attached	l in the Patent	he inventor(s) of the pa and Trademark Office	atent application/patent identified above. The assignment was at Reel, Frame, or for which a copy thereof is
OR				
B. [ ]		of title from the as shown belo	_	atent application/patent identified above to the current
	1 From		To:	
	1.110111	The documen	t was recorded in the P	Patent and Trademark Office at
		Reel	, Frame	, or for which a copy thereof is attached.
	2 5		To:	
	Z. From:	The documen	t was recorded in the P	Patent and Trademark Office at
		Reel	, Frame	, or for which a copy thereof is attached.
	3. From:	·	To:	
				Patent and Trademark Office at
		Reel	, Frame	, or for which a copy thereof is attached.
	[ ] Addi	itional docume	nts in the chain of title	e are listed on a supplemental sheet.
[X] Cop	ies of ass	ignments or o	ther documents in the d	chain of title are attached.
				ssignment document or a true copy of the original
	documer assignm	nt) must be sub ent is to be rec	omitted to Assignment orded in the records of	Division in accordance with 37 CFR Part 3, if the f the PTO. See MPEP 302-302.8]
The und	ersigned	(whose title is	supplied below) is em	powered to act on behalf of the assignee.
Date: 🔀	06/15	/2001	<u> </u>	•
Name:	y Davi	d E. Riggs	<u> </u>	
Title:	¥ Sen	tior VP, Cl	nief Financial (	Officer
Signatur	re: <u>\</u>	1/	- <del>/ / / /</del>	
	1		///	λX
(Attv. Dkt	1735 0450	0001/RWE/BEC)		() ()

P:\USERS\DENISEB\CERTIFIC\17350451.axys



1735.0450001/RWE/BEC

## **ASSIGNMENT**

In consideration of the sum of One Dollar (\$1.00) or equivalent and other good and valuable consideration paid to each of the undersigned inventors: (1) Emma Jane Shelton, (2) Joane Litvak, (3) David Sperandio and (4) Jeffrey R. Spencer, the undersigned inventors hereby sells and assigns to Axys Pharmaceuticals, Inc. (the Assignee) their entire right, title and interest, including the right to sue for past infringement and to collect for all past, present and future damages:

check applicable box(es) ☐ for the United States of America (as defined in 35 U.S.C. § 100), ☐ ☐ and throughout the world,

- (a) in the invention(s) known as <u>Substituted 1,4-Thiazepine and Analogs as Activators of Caspases and Inducers of Apoptosis and the Use Thereof</u> for which applications for patent in the United States of America has (have) been executed by the undersigned on (1)5/1/01; (2) 5/2/01; (3) 5/1/01; (4) 5/1/01 (also known as United States Application No. <u>To Be Assigned</u>, filed <u>April 18, 2001</u>), in any and all applications thereon, in any and all Letters Patent(s) therefor, and
- (b) in any and all applications that claim the benefit of the patent application listed above in part (a), including continuing applications, reissues, extensions, renewals and reexaminations of the patent application or Letters Patent therefor listed above in part (a), to the full extent of the term or terms for which Letters Patents issue, and
- (c) in any and all inventions described in the patent application listed above in part (a), and in any and all forms of intellectual and industrial property protection derivable from such patent application, and that are derivable from any and all continuing applications, reissues, extensions, renewals and reexaminations of such patent application, including, without limitation, patents, applications, utility models, inventor's certificates, and designs together with the right to file applications therefor; and including the right to claim the same priority rights from any previously filed applications under the International Agreement for the Protection of Industrial Property, or any other international agreement, or the domestic laws of the country in which any such application is filed, as may be applicable;

all such rights, title and interest to be held and enjoyed by the above-named Assignee, its successors, legal representatives and assigns to the same extent as all such rights, title and interest would have been held and enjoyed by the Assignor had this assignment and sale not been made.

The undersigned inventor(s) agree(s) to execute all papers necessary in connection with the application(s) and any continuing (continuation, divisional, or continuation-in-part), reissue, reexamination or corresponding application(s) thereof and also to execute separate assignments in connection with such application(s) as the Assignee may deem necessary or expedient.

The undersigned inventor(s) agree(s) to execute all papers necessary in connection with any interference or patent enforcement action (judicial or otherwise) related to the application(s) or any continuing (continuation, divisional, or continuation-in-part), reissue or reexamination application(s) thereof and to cooperate with the Assignee in every way possible in obtaining evidence and going forward with such interference or patent enforcement action.

The undersigned inventor(s) hereby represent(s) that he/she has full right to convey the entire interest herein assigned, and that he/she has not executed, and will not execute, any agreement in conflict therewith.

The undersigned inventor(s) hereby grant(s) Robert Greene Sterne, Esquire, Registration No. 28,912; Edward J. Kessler, Esquire, Registration No. 25,688; Jorge A. Goldstein, Esquire, Registration No. 29,021; David K.S. Cornwell, Esquire, Registration No. 31,944; Robert W. Esmond, Esquire, Registration No. 32,893; Tracy-Gene G. Durkin, Esquire, Registration No. 32,831; Michael A. Cimbala, Esquire, Registration No. 33,851; Michael B. Ray, Esquire, Registration No. 33,997; Robert E. Sokohl, Esquire, Registration No. 36,013; Eric K. Steffe, Esquire, Registration No. 36,688; Michael Q. Lee, Esquire, Registration No. 35,239; Steven R. Ludwig, Esquire, Registration No. 36,203; John M. Covert, Esquire, Registration No. 38,759; and Linda E. Alcorn, Esquire, Registration No. 39,588; all of STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C., 1100 New York Avenue, N.W., Suite 600, Washington, D.C. 20005-3934, power to insert in this assignment any further identification that may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

IN WITNESS WHEREOF, executed by the undersigned inventors on the date opposite their names.

Date:	5-1-01	Signature of Inventor: Court South Signature of Inventor: (1) Emma Jane Shelton
Date:	5/2/01	Signature of Inventor: Joane Litvak  (2) Joane Litvak
Date:	5 [1 (2001	Signature of Inventor:  (3) David Sperandio
Date:	5/1/2001	Signature of Inventor: (4) Jeffjey R. Spencer